

NEW YORK CITY.

THE COURTS.

UNITED STATES CIRCUIT COURT—EQUITY BRANCH.

**A Question of River Navigation.**  
Before Judges Nelson and Shipman.  
Wm. M. Barlow vs. The Connecticut Shore Line Railroad. This was a motion for a provisional injunction to restrain the above entitled railway company from erecting a draw-bridge over the Connecticut river on the line of their road, near Lynn, below Hartford. The case was brought into this district to compel Judge Nelson, who is obliged to leave for Hartford on Saturday morning next, Counsel for plaintiff read a number of affidavits made by masters of vessels navigating the Connecticut river, setting forth that the draw at the point designated in said affidavits and the tide always strong and dangerous, and the bridge, if erected at that point, would seriously obstruct navigation, and it would be sometimes impossible to pass the draw; that it would be impossible to run a regular line of boats and the New York, Old Saybrook and City of Hartford, which run from New York to Hartford, would be unable to run regular trips continuously. Other statements were made in support of the plaintiff in the case. A series of affidavits were read on the other side, setting forth that the erection of a drawbridge at the point indicated would not obstruct navigation, and that the river by any of the boats at present running thereon. The reading of these affidavits occupied the court till the adjournment.

UNITED STATES CIRCUIT COURT.

**Appeal in Bankruptcy—Discharge from Arrest and Judgment.**  
Before Judge Nelson.

In the Matter of Ward E. Robinson, Bankrupt.

The following decision has been rendered by Judge Nelson:

The petition in this case seeks a review of the decision of the court below, refusing to discharge the bankrupt from arrest and the bail, and also refusing to set aside a judgment obtained in the Court of Common Pleas of this city against him by Ann Water for some \$154.60. This judgment was recovered May 25, 1868. The petition in bankruptcy was presented on the 25th May, the same day. The application to set aside the judgment from the arrest and for satisfaction of the judgment is founded upon section twenty-one of the Bankrupt Act, which provides that no creditor, proving his debt, shall be allowed to claim any suit at law or in equity against the bankrupt, but shall be deemed to have waived all right of action against the bankrupt, and all proceedings already commenced, or unstated judgments already obtained thereon, shall be deemed to be discharged and void. Ann Water has proved her debt or judgment. The petition in bankruptcy proceedings, and upon the words of this section, there would seem to be an end of the matter. The creditor, however, claims that no creditor whose debt is provable under this act shall be allowed to prosecute to final judgment any suit at law or in equity against the bankrupt until the question of the debtor's discharge shall have been determined; and any such suit shall be stayed until the question of the debtor's discharge shall be determined. The question of the debtor's discharge, it will be seen, is a question of fact, and the court below, in its decision, found that the debtor was not entitled to a discharge. The court below, in its decision, found that the debtor was not entitled to a discharge. The court below, in its decision, found that the debtor was not entitled to a discharge.

UNITED STATES DISTRICT COURT.

**Condemnation of Whiskey.**  
Before Judge Blatchford.

The United States vs. Five Barrels of Distilled Spirits.

A jury was empaneled and the above entitled case called on. No claimant, however, appeared, and the property was sold at auction to the United States for the sum of \$100.

SUPREME COURT—SPECIAL TERM.

**Another Erie Muddle—Result of a Lot of Judicial Torpedoes.**  
Before Chief Justice.

August Belmont vs. The Erie Railway Company.

It will be remembered that Judge Sutherland, after adjournment, at the regular chambers, in the Belmont case against the Erie directors, appointed ex-Judge Henry E. Davies receiver, with limited and defined powers over the property of the Erie Railway Company. This was about a week since. An appeal was taken from this order by the defendants. Judge Sutherland had, prior to the appointment of Davies, sold Judge Sutherland's estate, and the property was sold at auction to the United States for the sum of \$100.

COURT CALENDAR—THIS DAY.

SPRING COURT—GENERAL TERM. Nos. 208, 210, 212, 214, 216, 218, 220, 222, 224, 226, 228, 230, 232, 234, 236, 238, 240, 242, 244, 246, 248, 250, 252, 254, 256, 258, 260, 262, 264, 266, 268, 270, 272, 274, 276, 278, 280, 282, 284, 286, 288, 290, 292, 294, 296, 298, 300, 302, 304, 306, 308, 310, 312, 314, 316, 318, 320, 322, 324, 326, 328, 330, 332, 334, 336, 338, 340, 342, 344, 346, 348, 350, 352, 354, 356, 358, 360, 362, 364, 366, 368, 370, 372, 374, 376, 378, 380, 382, 384, 386, 388, 390, 392, 394, 396, 398, 400, 402, 404, 406, 408, 410, 412, 414, 416, 418, 420, 422, 424, 426, 428, 430, 432, 434, 436, 438, 440, 442, 444, 446, 448, 450, 452, 454, 456, 458, 460, 462, 464, 466, 468, 470, 472, 474, 476, 478, 480, 482, 484, 486, 488, 490, 492, 494, 496, 498, 500, 502, 504, 506, 508, 510, 512, 514, 516, 518, 520, 522, 524, 526, 528, 530, 532, 534, 536, 538, 540, 542, 544, 546, 548, 550, 552, 554, 556, 558, 560, 562, 564, 566, 568, 570, 572, 574, 576, 578, 580, 582, 584, 586, 588, 590, 592, 594, 596, 598, 600, 602, 604, 606, 608, 610, 612, 614, 616, 618, 620, 622, 624, 626, 628, 630, 632, 634, 636, 638, 640, 642, 644, 646, 648, 650, 652, 654, 656, 658, 660, 662, 664, 666, 668, 670, 672, 674, 676, 678, 680, 682, 684, 686, 688, 690, 692, 694, 696, 698, 700, 702, 704, 706, 708, 710, 712, 714, 716, 718, 720, 722, 724, 726, 728, 730, 732, 734, 736, 738, 740, 742, 744, 746, 748, 750, 752, 754, 756, 758, 760, 762, 764, 766, 768, 770, 772, 774, 776, 778, 780, 782, 784, 786, 788, 790, 792, 794, 796, 798, 800, 802, 804, 806, 808, 810, 812, 814, 816, 818, 820, 822, 824, 826, 828, 830, 832, 834, 836, 838, 840, 842, 844, 846, 848, 850, 852, 854, 856, 858, 860, 862, 864, 866, 868, 870, 872, 874, 876, 878, 880, 882, 884, 886, 888, 890, 892, 894, 896, 898, 900, 902, 904, 906, 908, 910, 912, 914, 916, 918, 920, 922, 924, 926, 928, 930, 932, 934, 936, 938, 940, 942, 944, 946, 948, 950, 952, 954, 956, 958, 960, 962, 964, 966, 968, 970, 972, 974, 976, 978, 980, 982, 984, 986, 988, 990, 992, 994, 996, 998, 1000.

CITY INTELLIGENCE.

**THE WEATHER YESTERDAY.**—The following record will show the changes in the temperature for the past twenty-four hours, as indicated by the thermometer at Hudson's pharmacy, 213 Broadway.

3 A. M. .... 53 P. M. .... 54  
6 A. M. .... 52 P. M. .... 53  
9 A. M. .... 51 P. M. .... 52  
12 M. .... 50 P. M. .... 51  
Average temperature, 51.5. The day was cloudy, with a few showers of rain.

**THE FIRE COMMISSIONERS.**—A meeting of the Board of Fire Commissioners was held yesterday, but no business of an important character was transacted.

**ACCIDENT IN FIFTY-FIRST STREET.**—John Mooney, aged sixty-six years, was yesterday knocked down by a heavy cart, and sustained a fracture of the leg. He was taken to Bellevue Hospital.

**FIRE IN FIFTY-FIRST STREET.**—At eleven o'clock on Tuesday evening a stable situated on Fifty-first street, between Tenth and Twelfth avenues, was consumed by fire. It was owned by the Carman estate and contained a large quantity of hay and straw. The loss is estimated at \$10,000, upon which there is no insurance.

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ARREST OF SUPERINTENDENT KENNEDY.

Cornerer Flynn Claims Mrs. Gatewood's Property from Mr. Kennedy and Exalts—Issues a Warrant for the Arrest of the Superintendent.

A very singular state of affairs occurred yesterday when Cornerer Flynn caused the arrest of Mr. John A. Kennedy, the Superintendent of the Metropolitan Police, because he refused to surrender property to Mrs. Gatewood, who committed suicide as a day or two since at 44 Washington square. It appears that the Cornerer, who has charge of the case of Mrs. Gatewood, considered that he had a right to the temporary custody of the three trunks which belonged to Mrs. Gatewood, and which had been taken possession of by the police, as alleged stolen property. He yesterday, called upon Mr. Kennedy at Police Headquarters and made his demand for the trunks in due form. The Superintendent informed him that the property had been seized as stolen property, and as a portion of it had already been sold, he could not consent to surrender the same until some further inquiry had been made. Angry words then ensued between the Cornerer and the Superintendent, when Cornerer Flynn first declared his intention to take a decided course in the matter.

Some two o'clock yesterday afternoon Mr. Kennedy was waiting on at his office by Deputy Sheriff Barker and Ryan, who rather abruptly informed him that he was to be taken into custody.

Mr. Kennedy expressed his surprise at the hasty and harsh course taken by the Cornerer, as it was a mere matter of dispute and ought to be easily understood. A report was made to the Superintendent that Mr. Kennedy had been taken into custody, and that he was being held at the Police Headquarters.

Mr. Kennedy was taken to the Police Headquarters, where he was held in custody. He was later released, and the case was continued.

**THE NINTH AVENUE FIRE.**  
Acknowledgment by the Incendiary of the Commission of the Crime of Arson.

Some further developments have recently come to light showing the course and operations of the incendiary in the case of the Ninth Avenue and Fifth Street fire, and the very arduous task the officers of the law undertook in capturing him, and establishing the fact that with the present system of police duty a criminal has rare chances of escaping justice.

The fire broke out at about a quarter past one o'clock, and the incendiary was seen to enter the building. He was seen to enter the building, and he was seen to enter the building.

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THE PORT LAFAYETTE FIRE.

Additional Particulars—The Fortification a Total Ruin.

The conflagration at Port Lafayette, which was so fully and accurately reported in the HERALD on Wednesday morning, ceased its devastating work shortly after nine o'clock yesterday morning, by which time the last remnant of combustible material accessible to the devouring element was absorbed, and naught save the crumbling, charred and blackened walls of which in 1812 was regarded as one of our finest specimens of engineering skill remained to tell the tale of former prowess and glory. It is not, indeed, to be wondered, then, that many a sigh of regret should be heaved by the gallant men of our army throughout the country who have spent many hours within its precincts in the course of their term of service; nor, on the other hand, is it strange if the many hundreds who have lingered in captivity within the confines of its casemated chambers for their time of disloyalty should rejoice at the wreck and ruin of their prison house. In the South there is many an exultant aspiration breathed to-day upon the receipt of the news of the demolition of Port Lafayette, by the erring sons of the nation who were forced to make themselves at home at the "Hotel de Burke," which latter title it gained from the urbane Colonel Martin Burke, whose name was so widely known as the jailer of the "magnum" during the war.

**THE RUIN.**

presented to view on entering the fort yesterday was one of much grandeur. The fire started in the southeast angle of the structure, beneath the door of a storeroom, and from over which the wind swept in a constant and strong current, fresh from "Old Ocean," through the port holes and crevices of the work, fanned the flames and bore evidence of the great heat which had so recently pervaded the confines of the place.

The arches supporting the second tier of guns in battery being of timber succumbed readily to the flames, and the immense weight of metal contained in the heavy guns mounted thereon soon bore down and fell through to the lower tier. The heavy Parrot guns, 100-pounders, fell in number, and the two-tiered structure, with the mounds of the casemates, being there fell in magnificent confusion, with iron bolts, bars and other articles flying in all directions. The explosion, however, was not so complete as it appeared, and the interior of the fort was not so completely destroyed as it seemed. The work, however, was not so completely destroyed as it seemed. The work, however, was not so completely destroyed as it seemed.

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